

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION  
**BID TO THE DEPARTMENT OF TRANSPORTATION**  
DES-OE-0102.1 (REV 3/2011)

CONTRACT NO. 07 - 127274

NAME OF BIDDER Granite Construction Company  
BUSINESS P.O. BOX P.O. Box 50085  
CITY, STATE, ZIP Watsonville, CA 95077-5085  
BUSINESS STREET ADDRESS 585 W. Beach Street  
(Include even if P.O. Box used)  
CITY, STATE, ZIP Watsonville, CA 95076  
TELEPHONE NO: AREA CODE (831 ) 724-1011  
FAX NO: AREA CODE (831 ) 768-4021  
CONTRACTOR LICENSE NO. 89

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the *Notice to Bidders*.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.

2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non-plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:

- 2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails except:

2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.

2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.

- 2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.

- 2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.

- 2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.

- 2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

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2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.

For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.

For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.

2.7. The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

No. 1 (one)

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

Cash \$ \_\_\_\_\_

Cashiers Check.

Certified Check.

Bidder's Bond

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

5.1. Criminal prosecution

5.2. Rejection of the bid

5.3. Rescission of the award

5.4. Termination of the Contract

BY (Authorized Signature)



DATE SIGNED (Do not type)

11-10-11

PRINTED NAME AND TITLE OF PERSON SIGNING

GARY WOTHERS - CHIEF ESTIMATOR

Granite Construction Company

**ADA Notice**

For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6419 or TDD (916) 654-3826 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

Contract No. 07-127274

# BID ITEM LIST

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	070012	PROGRESS SCHEDULE (CRITICAL PATH METHOD)	LS	LUMP SUM	LUMP SUM	2,000
2	070018	TIME-RELATED OVERHEAD	WDAY	300	800. <sup>00</sup>	240,000. <sup>00</sup>
3	071325	TEMPORARY FENCE (TYPE ESA)	M	2530	10. <sup>66</sup>	26,969. <sup>80</sup>
4	021069	TEMPORARY FENCE (DESERT TORTOISE)	M	6690	11. <sup>48</sup>	76,801. <sup>20</sup>
5	074016	CONSTRUCTION SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	8,000
6	074019	PREPARE STORM WATER POLLUTION PREVENTION PLAN	LS	LUMP SUM	LUMP SUM	500
7	074029	TEMPORARY SILT FENCE	M	3460	2. <sup>00</sup>	6,920
8	074031	TEMPORARY GRAVEL BAG BERM	M	400	20. <sup>00</sup>	8,000
9	074033	TEMPORARY CONSTRUCTION ENTRANCE	EA	6	1,000	6,000
10	074041	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	6,000
11	074042	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LUMP SUM	LUMP SUM	3,000
12	074057	STORM WATER ANNUAL REPORT	EA	2	2,000.00	4,000.00
13	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	12,000
14	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	80,000. <sup>00</sup>
15	120120	TYPE III BARRICADE	EA	29	100	2,900
16	120149	TEMPORARY PAVEMENT MARKING (PAINT)	M2	41	30. <sup>00</sup>	1,230
17	120159	TEMPORARY TRAFFIC STRIPE (PAINT)	M	39,500	0. <sup>83</sup>	32,785
18	120165	CHANNELIZER (SURFACE MOUNTED)	EA	110	30. <sup>00</sup>	3,300
19	120300	TEMPORARY PAVEMENT MARKER	EA	6740	3. <sup>00</sup>	20,220
20	129000	TEMPORARY RAILING (TYPE K)	M	8830	15. <sup>00</sup>	132,450 <sup>-</sup>



Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	129100	TEMPORARY CRASH CUSHION MODULE	EA	280	60 <sup>00</sup>	16,800
22	141103	REMOVE YELLOW THERMOPLASTIC TRAFFIC STRIPE (HAZARDOUS WASTE)	M	1450	1 <sup>10</sup>	1,595
23	150305	OBLITERATE SURFACING	M2	10 100	1 <sup>00</sup>	10,100
24	150662	REMOVE METAL BEAM GUARD RAILING	M	40	20 <sup>00</sup>	800
25	150711	REMOVE PAINTED TRAFFIC STRIPE	M	3770	07 <sup>60</sup>	2,865 <sup>20</sup>
26	150713	REMOVE PAVEMENT MARKING	M2	13	15 <sup>00</sup>	195
27	150714	REMOVE THERMOPLASTIC TRAFFIC STRIPE	M	810	08 <sup>20</sup>	664 <sup>20</sup>
28	150722	REMOVE PAVEMENT MARKER	EA	490	1 <sup>00</sup>	490
29	150742	REMOVE ROADSIDE SIGN	EA	40	35 <sup>00</sup>	1,400
30	150806	REMOVE PIPE	M	230	25 <sup>00</sup>	5,750
31	150820	REMOVE INLET	EA	1	500	500
32	152320	RESET ROADSIDE SIGN	EA	21	185	3,885
33	152390	RELOCATE ROADSIDE SIGN	EA	5	185	925
34	153103	COLD PLANE ASPHALT CONCRETE PAVEMENT	M2	14 500	1 <sup>00</sup>	14,500
35	153213	REMOVE CONCRETE (STRUCTURE)	M3	8	250	2,000
36	160101	CLEARING AND GRUBBING	LS	LUMP SUM	LUMP SUM	20,000
37	190101	ROADWAY EXCAVATION	M3	54 900	20 <sup>00</sup>	1,098,000 <sup>00</sup>
38	190110	LEAD COMPLIANCE PLAN	LS	LUMP SUM	LUMP SUM	1,500
39	198007	IMPORTED MATERIAL (SHOULDER BACKING)	TONN	8170	5 <sup>00</sup>	40,850 <sup>00</sup>
40	200001	HIGHWAY PLANTING	LS	LUMP SUM	LUMP SUM	200,000 <sup>00</sup>

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	021070	EROSION CONTROL (HYDROSEED)	M2	730	4.00	2,920.00
42	021071	TRANSPLANT JOSHUA TREE	EA	6	4,000.00	24,000.00
43	204099	PLANT ESTABLISHMENT WORK	LS	LUMP SUM	LUMP SUM	28,000.00
44	208000	IRRIGATION SYSTEM	LS	LUMP SUM	LUMP SUM	150,000.00
45	260301	CLASS 3 AGGREGATE BASE	M3	13 900	20.00	278,000.00
46	280000	LEAN CONCRETE BASE	M3	20 500	81	1,660,500
47	390131	HOT MIX ASPHALT	TONN	61 100	75.00	4,582,500.00 <del>4,582,500.00</del>
48	394050	RUMBLE STRIP	STA	19.3	200.00	3,860.00
49	394060	DATA CORE	LS	LUMP SUM	LUMP SUM	2,500
50	397005	TACK COAT	TONN	150	450.00	67,500.00
51 (F)	510090	STRUCTURAL CONCRETE, BOX CULVERT	M3	133.6	750.00	100,200.00
52 (F)	510502	MINOR CONCRETE (MINOR STRUCTURE)	M3	13	1,200	15,600
53 (F)	520107	BAR REINFORCING STEEL (BOX CULVERT)	KG	17 790	2.50	44,475.00 <del>45</del>
54	560238	FURNISH SINGLE SHEET ALUMINUM SIGN (1.6 MM-UNFRAMED)	M2	17	150	2,550
55	560239	FURNISH SINGLE SHEET ALUMINUM SIGN (2.0 MM-UNFRAMED)	M2	18	165	2,970
56	566011	ROADSIDE SIGN - ONE POST	EA	24	265	6,360
57	568001	INSTALL SIGN (STRAP AND SADDLE BRACKET METHOD)	EA	16	150	2,400
58	021072	INSTALL ROADSIDE SIGN (METAL POST)	EA	6	300	1,800
59	650075	600 MM REINFORCED CONCRETE PIPE	M	170	150	25,500
60	650079	900 MM REINFORCED CONCRETE PIPE	M	42	200	8,400

6W

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Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
61	650084	1200 MM REINFORCED CONCRETE PIPE	M	230	290	66,700
62	705224	600 MM CONCRETE FLARED END SECTION	EA	4	900	3,600
63	705227	900 MM CONCRETE FLARED END SECTION	EA	2	1,200	2,400
64	705229	1200 MM CONCRETE FLARED END SECTION	EA	8	2,000	16,000
65	721011	ROCK SLOPE PROTECTION (BACKING NO. 2, METHOD B)	M3	70	150	10,500
66	729010	ROCK SLOPE PROTECTION FABRIC	M2	110	10 <sup>00</sup>	1,100
67	731501	MINOR CONCRETE (CURB)	M3	18	350	6,300
68	731502	MINOR CONCRETE (MISCELLANEOUS CONSTRUCTION)	M3	0.8	600	480
69 (F)	750001	MISCELLANEOUS IRON AND STEEL	KG	226	6 <sup>00</sup>	1,491 <sup>00</sup>
70	820108	DELINEATOR (CLASS 2)	EA	39	45 <sup>00</sup>	1,755 <sup>00</sup>
71	832003	METAL BEAM GUARD RAILING (WOOD POST)	M	46	86. <sup>45</sup>	3,976. <sup>70</sup>
72	839581	END ANCHOR ASSEMBLY (TYPE SFT)	EA	3	550 <sup>00</sup>	1,650 <sup>00</sup>
73	839585	ALTERNATIVE FLARED TERMINAL SYSTEM	EA	3	2,345 <sup>00</sup>	7,035 <sup>00</sup>
74	840515	THERMOPLASTIC PAVEMENT MARKING	M2	280	42 <sup>00</sup>	11,760
75	840561	100 MM THERMOPLASTIC TRAFFIC STRIPE	M	22 000	134	29,480
76	840563	200 MM THERMOPLASTIC TRAFFIC STRIPE	M	1000	2 <sup>00</sup>	2,000
77	840570	100 MM THERMOPLASTIC TRAFFIC STRIPE (BROKEN 10.98 M - 3.66 M)	M	13 000	120	15,600
78	850122	PAVEMENT MARKER (RETROREFLECTIVE-RECESSED)	EA	2020	8 <sup>00</sup>	16,160
79	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	1,500. <sup>00</sup>
80	860401	LIGHTING	LS	LUMP SUM	LUMP SUM	20,000. <sup>00</sup>



Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total	
81	860615	MODIFY FLASHING BEACON	LS	LUMP SUM	LUMP SUM	<del>80,000.<sup>00</sup></del> <del>100,000.<sup>00</sup></del>	GW
82	861490	REMOVE FLASHING BEACON AND LIGHTING	LS	LUMP SUM	LUMP SUM	10,000. <sup>00</sup>	
83	861501	MODIFY SIGNAL AND LIGHTING	LS	LUMP SUM	LUMP SUM	<del>125,000.<sup>00</sup></del> <del>240,000.<sup>00</sup></del>	GW
84	021073	MODIFY ROADSIDE WEATHER INFORMATION SYSTEM	LS	LUMP SUM	LUMP SUM	20,000. <sup>00</sup>	
85	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	250,000. <sup>00</sup>	

**TOTAL BID:**

\$ 9,810,418.<sup>70</sup>

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## STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

## SUBCONTRACTOR LIST

DES-OE-0102.2 (REV 3/2011)

Bidder Name: GRANITE CONSTRUCTION CO.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
INNOVATIVE INC. 42335 50th ST W, #104 QUARTZ HILL, CA. 93536	46 52(F) 67 68-69(F)	100% 83% 86% 100%	LEAN CONCRETE BASE MINOR CONCRETE
CHRISP COMPANY 2280 S LILAC AVE BLOOMINGTON, CA. 92316	14 16, 17, 19, 22, 25-28, 38, 74-78	10% 100%	STRIPING - MARKERS
KRC SAFETY COMPANY 6084 W HURLEY AVE. VISALIA, CA. 93291 #UOBE	13, 29, 32, 33, 54-58, 70	100%	SIGNS
OUR VALLEY FENCE COMPANY 2203 INYOLEARN RIDGECREST, CA. 93555 #UOBE	3, 9, 71-73	100%	FENCE/MBGR
SIERRA LANDSCAPE DEVELOPMENT, INC. PO BOX 661265 ARROYO, CA. 91066	40-44	100%	LANDSCAPE/PLANTING
AUSTIN ENTERPRISES PO BOX 81926 BAKERSFIELD, CA. 93380 #UOBE	48 #	90%	RUMBLE STRIP
EMPIRE STEEL, INC. PO BOX 9281 SAN BERNARDINO, CA. 92427 #UOBE	53(F)	100%	REBAR
LINCOLN PACIFIC 4501 LITTLEJOHN ST. BALDWIN PARK, CA. 91706 #UOBE	79-84	100%	ELECTRICAL

## ADA Notice

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OUR VALLEY FENCE COMPANY 2203 INYOKERN RODGECREST, CA. 93555 #U08E	3, 4, 71-73	100%	FENCE/MBGR
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## TRANSMITTAL LETTER

**GRANITE™**

P.O. BOX 902500 PALMDALE, CA., 93590-2500 PHONE 661-726-4447 FAX 681-726-4460

TO: Caltrans  
(916)227-6282DATE: 11/10/11  
FROM: Brad Olson- Estimator/ Project Manager  
Granite Construction CompanyATTN: Caltrans

## WE ARE TRANSMITTING:

☐ HEREWITH ☐ UNDER SEPARATE COVER ☐ VIA MAIL/FED EX ☐ EMAIL ☒ FAX

## THE FOLLOWING:

☐ CONTRACT ☐ DRAWINGS ☐ COPY OF LETTER ☐ RFI  
☐ SUBCONTRACT ☐ SPECIFICATIONS ☐ INVOICE(S) ☐ SUBMITTALS  
☐ CHANGE ORDER ☐ PAYROLL DOCUMENTS ☒ MISC. ITEMS NOTED Subcontractor list

## FOR:

☐ APPROVAL ☐ SIGNATURE ☒ INFORMATION ☐ CORRECTIONS  
☐ COMMENT ☐ AS REQUESTED ☐ PERIOD ENDING \_\_\_\_\_  
☐ AS NOTED \_\_\_\_\_

## REMARKS:

Please see the following subcontractor list for contract 07-127274, which  
bid today, 11/10 @ 2:00 PM. Should you have any questions please feel free to contact  
me at our Palmdale office.

Sincerely,

COPY TO

  
BRAD OLSON  
SIGNATURE

Bidder Name: Granite Construction Company

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
Innovative, Inc 42335 50 <sup>TH</sup> Street W Suite #104 Quartz Hill, CA 93536			Lean Concrete Base Minor Concrete
Chisp Company Bloomington, CA			Striping - Markers
* KRC Safety Company Visalia, CA (VDBE)			Signs
Our Valley Fence Company Ridgecrest, CA			Fence / MBBR
Sierra Landscape Development Arcadia, CA			Landscape / Planting
* Austin Enterprise Bakersfield, CA (VDBE)			Rumble Strip
Empire Steel Inc San Bernardino, CA			Rebar
* Lincoln Pacific (VDBE) Baldwin Park, CA			Electrical



**BIDDER'S BOND**

DES-OE-0102.3 (REV 3/2008)

Bond No. \_\_\_\_\_

We Granite Construction Company  
P.O. Box 50085 Watsonville, CA 95077-5085  
585 W. Beach Street, Watsonville, CA 95076 as Principal, and  
Federal Insurance Company

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

**THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:**

WHEREAS, the Principal is submitting a bid to the Obligee, for FOR CONSTRUCTION ON STATE HIGHWAY IN LOS ANGELES COUNTY  
*(Copy here the exact description of work, including location, as it appears on the proposal)*  
IN LLANO FROM 0.5 KM WEST OF 165TH STREET EAST TO 0.6 KM WEST OF 190TH STREET EAST In District 07 On Route 138  
 for which bids are to be opened at Irvine, CA

*(Insert place where bids will be opened)*on 11/10/11*(Insert date of bid opening)*

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: November 7, 20 11

Correspondence or claims relating to this bond should be sent to the surety at the following address:

Federal Insurance Company  
15 Mountain View Rd  
Warren, NJ 07059

By \_\_\_\_\_

Granite Construction Company  
*Principal*

Federal Insurance Company  
*Surety*

By \_\_\_\_\_

Cynthia P. Johnson, Attorney-in-Fact

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

State of California

County of Santa CruzOn this 11/07/11

Date

before me,

M. I. Barron, Notary Public*Here Insert Name and Title of the Officer*

personally appeared

Cynthia P. Johnson, Attorney-in-Fact*Name(s) of Signer(s)*

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

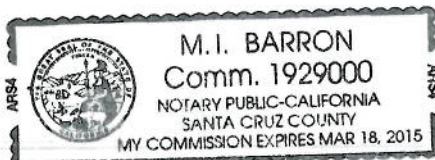
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct

WITNESS my hand and official seal

Signature

M. I. Barron*Signature of Notary Public*M. I. Barron, Notary Public

(SEAL)



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**Chubb  
Surety**

**POWER  
OF  
ATTORNEY**

**Federal Insurance Company  
Vigilant Insurance Company  
Pacific Indemnity Company**

**Attn: Surety Department  
15 Mountain View Road  
Warren, NJ 07059**

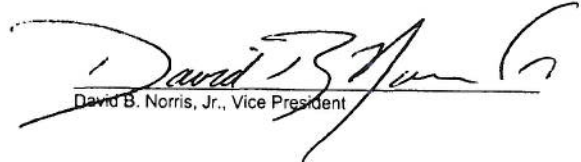
Know All by These Presents, That FEDERAL INSURANCE COMPANY, an Indiana corporation, VIGILANT INSURANCE COMPANY, a New York corporation, and PACIFIC INDEMNITY COMPANY, a Wisconsin corporation, do each hereby constitute and appoint Jigisha Desai, John Gilliland, Cynthia P. Johnson, Kathleen Schreckengost, Ananya Mukherjee and Eve Perez of Watsonville, California-----

each as their true and lawful Attorney-in-Fact to execute under such designation in their names and to affix their corporate seals to and deliver for and on their behalf as surety thereon or otherwise, bonds and undertakings and other writings obligatory in the nature thereof (other than bail bonds) given or executed in the course of business on behalf

in connection with bids, proposals or contracts to or with the United States of America, any State or political subdivision thereof or any person, firm or corporation. And the execution of such bond or obligation by such Attorney-in-Fact in the Company's name and on its behalf as surety thereon or otherwise, under its corporate seal, in pursuance of the authority hereby conferred shall, upon delivery thereof, be valid and binding upon the Company.

In Witness Whereof, said FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY have each executed and attested these presents and affixed their corporate seals on this **17<sup>th</sup> day of December, 2009**

  
Kenneth C. Wendel, Assistant Secretary

  
David B. Norris, Jr., Vice President

STATE OF NEW JERSEY

ss.

County of Somerset

On this, **17<sup>th</sup>** day of **December, 2009**

before me, a Notary Public of New Jersey, personally came Kenneth C. Wendel, to me known to be Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY, the companies which executed the foregoing Power of Attorney, and the said Kenneth C. Wendel, being by me duly sworn, did depose and say that he is Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY and knows the corporate seals thereof, that the seals affixed to the foregoing Power of Attorney are such corporate seals and were thereto affixed by authority of the By-Laws of said Companies; and that he signed said Power of Attorney as Assistant Secretary of said Companies by like authority; and that he is acquainted with David B. Norris, Jr., and knows him to be Vice President of said Companies; and that the signature of David B. Norris, Jr., subscribed to said Power of Attorney is in the genuine handwriting of David B. Norris, Jr., and was thereto subscribed by authority of said By-Laws and in deponent's presence.

Notarial Seal



**STEPHEN B. BRADT**  
Notary Public, State of New Jersey  
No. 2321097  
Commission Expires Oct. 25, 2014

  
Notary Public

#### CERTIFICATION

Extract from the By-Laws of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY:

"All powers of attorney for and on behalf of the Company may and shall be executed in the name and on behalf of the Company, either by the Chairman or the President or a Vice President or an Assistant Vice President, jointly with the Secretary or an Assistant Secretary, under their respective designations. The signature of such officers may be engraved, printed or lithographed. The signature of each of the following officers: Chairman, President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached."

I, Kenneth C. Wendel, Assistant Secretary of FEDERAL INSURANCE COMPANY, VIGILANT INSURANCE COMPANY, and PACIFIC INDEMNITY COMPANY (the "Companies") do hereby certify that

- (i) the foregoing extract of the By-Laws of the Companies is true and correct,
- (ii) the Companies are duly licensed and authorized to transact surety business in all 50 of the United States of America and the District of Columbia and are authorized by the U.S. Treasury Department; further, Federal and Vigilant are licensed in Puerto Rico and the U.S. Virgin Islands, and Federal is licensed in American Samoa, Guam, and each of the Provinces of Canada except Prince Edward Island; and
- (iii) the foregoing Power of Attorney is true, correct and in full force and effect.

Given under my hand and seals of said Companies at Warren, NJ this

11/07/2011



  
Kenneth C. Wendel, Assistant Secretary

IN THE EVENT YOU WISH TO NOTIFY US OF A CLAIM, VERIFY THE AUTHENTICITY OF THIS BOND OR NOTIFY US OF ANY OTHER MATTER, PLEASE CONTACT US AT ADDRESS LISTED ABOVE, OR BY Telephone (908) 903- 3493 Fax (908) 903- 3656 e-mail: surety@chubb.com

**OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS**

DES-OE-0102.12 (NEW 12/2009)

You may opt out of the payment adjustments for price index fluctuations as specified in "Payment Adjustments for Price Index Fluctuations" of the special provisions. If you elect to opt out of the provisions of this specification, complete this form and submit it with your bid.

**Bidder Name:** Granite Construction Company **CONTRACT NO.** 07 - 127274

☐ I opt out of the payment adjustments for price index fluctuations.

**Date:** 11/10/11

**Signature:**  \_\_\_\_\_

**ADA Notice** For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3280 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

Contract No. 07-127274



**SMALL BUSINESS STATUS**

DES-OE-0102.4 (REV 3/2008)

CONTRACT NO. 07 - 127274

Are you certified as a "Small Business" by the Office of Small Business and DVBE Services of the Department of General Services of the State of California? Check one:

☐ Yes: Certification number? \_\_\_\_\_ ☒ No

Note: This small business questionnaire is included for statistical reporting only.

**ADA Notice**

For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6470 or TDD (916) 654-3889 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95834.

Contract No. 07-127274

CERTIFICATIONS

**FEDERAL-AID PROJECTS DISCLOSURE OF LOBBYING ACTIVITIES CERTIFICATION**

Bidder certifies, to the best of his or her knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any Federal agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form LLL, "Disclosure of Lobbying Activities," in conformance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC § 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Bidder also agrees by submitting a bid that it must require the language of this certification be included in subcontracts over \$100,000 and these subcontractors shall certify and disclose.

**INSTRUCTIONS FOR COMPLETION OF SF-LLL,  
DISCLOSURE OF LOBBYING ACTIVITIES**

This disclosure form shall be completed by the reporting entity, whether subawardee or prime Federal recipient, at the initiation or receipt of a covered Federal action, or a material change to a previous filing, pursuant to title 31 U.S.C. section 1352. The filing of a form is required for each payment or agreement to make payment to any lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with a covered Federal action. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered Federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered Federal action.
2. Identify the status of the covered Federal action.
3. Identify the appropriate classification of this report. If this is a followup report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered Federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is, or expects to be, a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the 1st tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in item 4 checks "Subawardee," then enter the full name, address, city, State and zip code of the prime Federal recipient. Include Congressional District, if known.
6. Enter the name of the Federal agency making the award or loan commitment. Include at least one organizational level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the Federal program name or description for the covered Federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans, and loan commitments.
8. Enter the most appropriate Federal identifying number available for the Federal action identified in item 1 (e.g., Request for Proposal (RFP) number; Invitation for Bid (IFB) number; grant announcement number; the contract, grant, or loan award number; the application/proposal control number assigned by the Federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered Federal action where there has been an award or loan commitment by the Federal agency, enter the Federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying registrant under the Lobbying Disclosure Act of 1995 engaged by the reporting entity identified in item 4 to influence the covered Federal action.  
(b) Enter the full names of the individual(s) performing services and include full address if different from 10(a). Enter Last Name, First Name, and Middle Initial (MI).
11. The certifying official shall sign and date the form, print his/her name title, and telephone number.

According to the Paperwork Reduction Act, as amended, no persons are required to respond to a collection of information unless it displays a valid OMB Control Number. The valid OMB control number for this information collection is OMB No. 0348-0046. Public reporting burden for this collection of information is estimated to average 10 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, DC 20503.



N/A  
DISCLOSURE OF LOBBYING ACTIVITIES

Approved by OMB  
0348-0046

Complete this form to disclose lobbying activities pursuant to 31 U.S.C. 1352

<b>1. Type of Federal Action:</b> <input type="checkbox"/> a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance	<b>2. Status of Federal Action:</b> <input type="checkbox"/> a. bid/offer/application b. initial award c. post-award	<b>3. Report Type:</b> <input type="checkbox"/> a. initial b. material change <b>For Material Change Only:</b> year _____ quarter _____ date of last report _____
<b>4. Name and Address of Reporting Entity:</b> <input type="checkbox"/> Prime <input type="checkbox"/> Subawardee Tier _____, <i>if known</i> Congressional District, <i>if known</i> :	<b>5. If Reporting Entity in No. 4 is Subawardee Enter Name and Address of Prime:</b>  <div style="text-align: center;">Congressional District, <i>if known</i>:</div>	
<b>6. Federal Department/Agency:</b>	<b>7. Federal Program Name/Description:</b>  <div style="text-align: center;">CFDA Number, if applicable _____</div>	
<b>8. Federal Action Number, if known:</b>	<b>9. Award Amount, if known:</b> <div style="text-align: center;">\$ _____</div>	
<b>10 a. Name and Address of Lobby Registrant</b> <i>(if individual, last name, first name, MI):</i>	<b>b. Individuals Performing Services (including address if different from No. 10a)</b> <i>(last name, first name, MI):</i>	
<div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> <b>11. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying activities is a material representation of fact upon which reliance was placed by the tier above when this transaction was made or entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be available for public inspection. Any person who fails to file the required disclosure shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.</b> </div> <div style="width: 50%;"> <b>Signature:</b> _____ N/A  <b>Print Name:</b> _____  <b>Title:</b> _____  <b>Telephone No.:</b> _____ <b>Date:</b> _____           </div> </div>		
<b>Federal Use Only:</b>		<b>Authorized for Local Reproduction</b> <b>Standard Form - L.L.L. (Rev. 7-97)</b>

### EQUAL EMPLOYMENT OPPORTUNITY REGULATION CERTIFICATION

Bidder \* Granite Construction Company, proposed subcontractor \_\_\_\_\_, certifies that he ☒ has ☐ has not participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, if required, he has filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the filing requirements.

Notes:

- The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)
- Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.
- Prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless the Contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

### TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29, DEBARMENT AND SUSPENSION CERTIFICATION

Bidder, under penalty of perjury, certifies that, except as noted below, it or any other person associated therewith in the capacity of owner, partner, director, officer, manager:

- is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- does not have a proposed debarment pending; and
- has not been indicted, convicted, or had a civil judgement rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions in the following space.

**No Exceptions**

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate below to whom it applies, initiating agency, and dates of action.

### UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code § 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

### NONCOLLUSION

#### NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of California County of LOS ANGELES

GARY WOTHERS being first duly sworn, deposes and says that he or she is CHIEF ESTIMATOR of Granite Construction Company the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

### CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code § 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

### VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code § 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation?

☐ Yes ☒ No

If the answer is yes, explain the circumstances in the following space.



## NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code § 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

## ANTITRUST LAW

Under Pub Con Code § 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder ☐ has ☒ has not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code § 1101, with any public entity, as defined in Pub Cont Code § 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

## BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?  
☐ Yes ☒ No
2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsive bidder by a public entity, including federal, State, local or regional entities?  
☐ Yes ☒ No
3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?  
☐ Yes ☒ No
4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:
  - 4.1. Date of each nonresponsibility determination
  - 4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination
  - 4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS

# GRANITE CONSTRUCTION COMPANY

## CERTIFICATE OF SECRETARY

---

**RESOLVED**, that, effective January 1, 2011 through December 31, 2011, the individuals named on the attached Exhibit 1 are authorized to negotiate, execute and attest electronic and paper documents necessary for the conduct of the Company's affairs with respect to the submission and execution of construction project bids, bid proposals, bid addenda and all other bid-related documents prepared and submitted on behalf of the Company not to exceed \$25 million, relating to any and all domestic construction projects arising out of the Company's operations.

I, Terry K. Eller, do hereby certify that I am duly qualified as Secretary of GRANITE CONSTRUCTION COMPANY, a California corporation (the "Company"); that the foregoing is a true and correct copy of a resolution duly adopted effective January 1, 2011 by unanimous written consent of the Executive Committee of the Board of Directors, held without a meeting in accordance with the provisions of Article III, Sections 9 and 15 of the Bylaws of the Company; that the Directors acting were duly and regularly elected; and that the resolution adopted has not been modified or repealed and is still in full force and effect.

Dated: January 31, 2011

  
Terry K. Eller

**EXHIBIT 1**

**AUTHORIZED SIGNERS**  
**Granite Construction Company**  
**Bakersfield Area – Palmdale Region**

**DESIGNATED SIGNERS**

Dennis M. Wesley, Area Manager  
Bruce McGowan, Area Manager  
Gary Wothers, Chief Estimator  
Richard Scott McArthur, Area Manager

**ATTESTORS**

Dennis M. Wesley, Area Manager  
Bruce McGowan, Area Manager  
Richard Scott McArthur, Area Manager  
Gary Wothers, Chief Estimator  
Lori Elrod, Estimator Assistant  
Carolyn Luke, Estimator Assistant



**DEPARTMENT OF TRANSPORTATION**

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

1727 30<sup>th</sup> Street MS-43

P.O. BOX 168041

SACRAMENTO, CA 95816-8041

FAX (916) 227-6214

TTY 711



*Flex your power!  
Be energy efficient!*

October 27, 2011

07-LA-138-102.0/106.2

07-127274

Project ID 0700000133

ACNH-P138(046)E

Addendum No. 1

Dear Contractor:

This addendum is being issued to the contract for CONSTRUCTION ON STATE HIGHWAY IN LOS ANGELES COUNTY IN LLANO FROM 0.5 KM WEST OF 165TH STREET EAST TO 0.6 KM WEST OF 190TH STREET EAST.

Submit bids for this work with the understanding and full consideration of this addendum. The revisions declared in this addendum are an essential part of the contract.

Bids for this work will be opened on Thursday, November 10, 2011.

This addendum is being issued to revise the Notice to Bidders and Special Provisions.

In the Special Provisions, Section 10-1.14, "RIGHT OF WAY OBSTRUCTIONS," is revised as attached.

To Bid book holders:

Inquiries or questions in regard to this addendum must be communicated as a bidder inquiry and must be made as noted in the Notice to Bidders section of the Notice to Bidders and Special Provisions.

Indicate receipt of this addendum by filling in the number of this addendum in the space provided on the signature page of the Bid book.

Submit bids in the Bid book you now possess. Holders who have already mailed their book will be contacted to arrange for the return of their book.

Inform subcontractors and suppliers as necessary.

Addendum No. 1  
Page 2  
October 27, 2011

07-LA-138-102.0/106.2  
07-127274  
Project ID 0700000133  
ACNH-P138(046)E

This addendum and attachment is available for the Contractors' download on the Web site:

**[http://www.dot.ca.gov/hq/esc/oe/project\\_ads\\_addenda/07/07-127274](http://www.dot.ca.gov/hq/esc/oe/project_ads_addenda/07/07-127274)**

If you are not a Bid book holder, but request a book to bid on this project, you must comply with the requirements of this letter before submitting your bid.

Sincerely,



REBECCA D. HARNAGEL  
Chief, Office of Plans, Specifications & Estimates  
Office Engineer  
Division of Engineering Services

Attachment

#### 10-1.14 RIGHT OF WAY OBSTRUCTIONS

Attention is directed to the occupied improvements located within the right of way at:

Parcel No.76548 Work Around Parcel - January 30, 2012 T

Parcel No.76567 Work Around Parcel - March 1, 2012 T

Parcel No.76617 Work Around Parcel - January 30, 2012 T

Parcel No.76629 Work Around Parcel - February 01, 2012 T

Parcel No.76697 Work Around Parcel - January 30, 2012 T

It is anticipated that these improvements will be vacated and removed by March 1, 2012

The Contractor shall take no action that will result in unnecessary inconvenience, disproportionate injury or any action coercive in nature to the occupants of these improvements who have not yet moved from the improvements.

In the event that the improvements mentioned above are not removed by the date specified and, if in the opinion of the Engineer, the Contractor's operations are delayed or interfered with by reason of the improvements not being removed by the date specified, the State will compensate the Contractor for the delays to the extent provided in Section 8-1.09, "Right of Way Delays," of the Standard Specifications.